GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Commercial Taxes Department – Surprise Check conducted over the Integrated Check Post of Commercial Tax Department, Purushottapuram, Ichapuram Mandal, Srikakulam District on 25-03-2015 – Allegations of Corruption – Initiation of Disciplinary Proceedings against Sri Dabbi Rambabu, DCTO, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 - Article of Charges – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.748 **Dated:14-09-2020**

Read the following:

1. From DG, ACB, A.P, Lr.C.No.61/DES-VSK/2015, dated:23-02-2017.
2. G.O.Ms.No.266, Revenue (Vig.II) Department, dt.14-09-2020.

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O R D E R :

In continuation of the orders issued under Rule 24 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 in the reference 2nd read above, it is considered necessary to hold an enquiry against Sri Dabbi Rambabu, Deputy Commercial Tax Officer, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District under Rule 20 of the said rules.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri Dabbi Rambabu, Deputy Commercial Tax Officer, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District is directed to submit within ten days of the receipt of this order a written statement of his defense.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Dabbi Rambabu, Deputy Commercial Tax Officer, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri Dabbi Rambabu, Deputy Commercial Tax Officer, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be

Contd.,2

presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri Dabbi Rambabu, Deputy Commercial Tax Officer, Integrated Check Post, Purushottapuram, Ichapuram Mandal, Srikakulam District (w.e, Annexures-I to IV) through the Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada. (with a request to serve the order on the individual and send the served copy with dated signature to Government)

Copy to

The Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada.

The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Velagapudi.

The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.

The Deputy Commissioner, Commercial Taxes, Srikakulam District.

SF / SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI DABBI RAMBABU S/O CHALLAYYA, DEPUTY COMMERCIAL TAX OFFICER, INTEGRATED CHECKPOST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT IN SC.NO.2/SC-ACB/SKL/2015 SRIKAKULAM RANGE.

That Sri Dabbi Rambabu, S/o Challayya, Deputy Commercial Tax Officer, Integrated check post, Itchapuram joined in Government Service on 03.02.2001 as Asst., Commercial Tax Officer in Commercial Taxes Department. He was promoted as DCTO on 09.11.2010 and worked as such at Kasibugga and Rajam. Later he was transferred to integrated check Post, Purushottapuram, Ichapuram on 07.02.2015 and he worked as such from 07.02.2015 and committed the following grave misconduct in as much as.

CHARGE-01

That Sri Dabbi Rambabu S/o Challayya while working as Deputy Commercial Tax Officer, integrated check post, Purushottapuram, Ichapuram did not attend his duties on the night of 24/25.03.2015 without prior sanction of leave or permission from competent authority by keeping the CL application in the attendance register though he is in-charge of the check post.

Thus Sri Dabbi Rambabu S/o Challayya, Deputy Commercial Tax Officer by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Govt. servant and thereby contravened Rule 3(1) (2) & 4(i) of APCS (Conduct) Rules, 1964.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI DABBI RAMBABU S/O CHALLAYYA, DEPUTY COMMERCIAL TAX OFFICER, INTEGRATED CHECKPOST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT IN SC.NO, 2/SC-ACB/SKL/2015 SRIKAKULAM RANGE.

Sri Dabbi Rambabu S/o Challayya, Deputy Commercial Tax Officer, Integrated check post, Ichapuram is a native of Visalakshi Nagar Post & Village, Visakhapatnam. His date of birth is 25.09.1972. He joined in Government Service on 03.02.2001 as Asst., Commercial Tax Officer in Commercial Taxes Department. He was promoted as DCTO on 09.11.2010 and worked as such at Kasibugga and Rajam. Later he was transferred to integrated check Post, Purushottapuram, Ichapuram on 07.02.2015 and worked as such from 07.02.2015. His basic pay is Rs.21,820/-. He is attaining superannuation on 28.02.2032. Here in after he is referred to as Government Servant.

FACTS AND EVIDENCE:-

Brief facts of credible information that the employees of Integrated Check Post, Purushottapuram (Ichapuram) Srikakulam District were indulging in corrupt practices habitually by collecting illegal gratifications directly and also through private persons by abusing their official positions from the crew members/owners of the vehicles, whose vehicles are passing through the check-post, without conducting physical verification of the vehicles and connected records of the vehicles and goods being transported and not collecting authorized fees/tax dues and fines for the violations from the owners and crew members of the vehicles and causing huge loss to the Govt. exchequer for their personal gain, the DSP, ACB, Srikakulam Range organized surprise check on the Check-post in the presence of mediators with the assistance of officers and staff of ACB, Srikakulam, Vizianagaram and Dist. Armed Reserve, Srikakulam District on the intervening night of 24/25.03.2015 and the mediators prepared the proceedings from 23.15 hrs on 24.03.2015 to 07.30 hrs on 25.03.2015.

During said surprise check on verification of attendance register it is found that the Government Servant who is in-charge of the check post from 9.00 A.M on 24.03.2015 at 9.00A.M on 25.03.2015 did not attend duty without prior permission or leave by keeping the CL application in the attendance register, due to which the staff allowed the private persons to collect the bribes from the crew members for stamping on their records without verifying the records and vehicles physically.

Thus Govt. servant by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Govt. servant ante thereby contravened Rule 3(1) (2) 86 4(i) of APCS (Conduct) Rules, 1964.

The Government servant has therefore rendered himself liable for regular departmental action.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH ARTICLES OF CHARGES FRAMED AGAINST SRI DABBI RAMBABU S/O CHALLAYYA, DEPUTY COMMERCIAL TAX OFFICER, INTEGRATED CHECKPOST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT IN SC.NO, 2/SC-ACB/SKL/2015 SRIKAKULAM RANGE.

1.	Original mediators report dated 24/25.03.2015 from 23.00 hrs to 07.30 hrs at the Integrated check post, Itchapuram.
2.	Attendance Register along with CL letter of Sri D. Rambabu.
3.	Duty Register.
4.	Duty Roaster Sheet.
5.	C.L register of the check post for the year 2015.
6.	Statement of Sri Bosi Simhachalam, S/o Apparao, 35 years, Kaviti agraharam, Nandigam Mandal, Srikakulam District.
7.	Reply from the Administrative officer vide RC.No.7/2015, dated 05.06.2015.
8.	Reply from the Deputy Commissioner, (CT), Vizianagaram Division vide DCVZM Rc.No.PS/159/2015/A1, dated 20.04.2015.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM ARTICLES OF CHARGES FRAMED AGAINST SRI DABBI RAMBABU S/O. CHALLAYYA, DEPUTY COMMERCIAL TAX OFFICER, INTEGRATED CHECKPOST, PURUSHOTTAPURAM, ICHAPURAM MANDAL, SRIKAKULAM DISTRICT IN SC.NO, 2/SC-ACB/SKL/2015 SRIKAKULAM RANGE.

1.	Sri Pusarla Rajesh, S/o late Ramarao, aged 35 years, Sub Treasury Officer, Divisional Sub Treasury, Srikakulam. R/o Plot No. 12, Near Sai Baba Temple, Visakha B Colony, Srikakulam.
2.	Sri Vijay Bhaskar Ratho, S/o Gowri Charan Ratho, Senior Accountant, District Treasury, Srikakulam. R/o MIG 446, Old APHB Colony, Near Santhoshimatha Temple, Srikakulam. They speak about their presence as official mediators at the time of surprise check conducted on 24/25.03.2015 from 23.00 hrs on 24.03.2015 to 07.30 hrs on 25.03.2015 at Integrated Check Post Purushottapuram, Ichapuram and observation of happenings at the check post and preparation of proceedings etc facts.
3.	Sri Bosi Simhachalam, S/o Apparao, 35 years, Kaviti agraharam, Nandigam Mandal, Srikakulam District.
4.	Sri. Dananala Prakasharao S/o late Apparao, 54 yrs, ACTO, Integrated Check Post, Ichapuram. He speaks about his presence at the time of surprise check and absence of Sri. D. Rambabu, DCTO.
5.	Sri D. Ramesh, ACB, Vizianagaram Range.
6.	Sri S. Laxmoji, ACB, Vizianagaram Range. Witnesses 24 & 25 are the ACB officials and they speak to the facts of their assisting to DSP, ACB, Srikakulam Range in the surprise check, conducted on 24/25.03.2015 on the Integrated Check Post, Purushottapuram, Ichapuram and their observation in disguise during the surprise check at commercial tax counters, agricultural market committee counter and transport counter and collection of mamools from the transport drivers and etc facts.
7.	Sri. Ch. Lakshmipathi, Deputy Supdt. of Police, ACB, Srikakulam Range. He speaks to the facts of his supervision of surprise check conducted on the Integrated Check Post, Ichapuram from 23.00 hrs on 24.03.2015 to 07.30 hrs on 25.03.2015 and about the collection of mamools by the officials of check post from the transport drivers, seizure of amount and relevant documents and registers during the proceedings etc., facts.
8.	Sri. K. Ranga Raju, Deputy Supdt. of Police, ACB, Srikakulam Range. He speaks to the facts of his supervision of surprise check conducted on the Integrated Check Post, Ichapuram from 23.00 hrs on 24.03.2015 to 07.30 hrs on 25.03.2015 and about the collection of mamools by the officials of check post from the transport drivers, seizure of amount and relevant documents and registers during the proceedings etc., facts.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER